

A RESOLUTION BY

COUNCILMEMBER "ABLE" MABLE THOMAS

"Able" Mable Thomas
Clair Muller

A RESOLUTION REQUESTING THAT ANY ABANDONMENT INTRODUCED BY ANY COUNCILMEMBER SHALL FOLLOW THE ABANDONMENT PROCESS AS OUTLINED IN SECTION 138-9(a) OF THE CODE OF ORDINANCES OF THE CITY OF ATLANTA; AND FOR OTHER PURPOSES.

WHEREAS, the abandonment process is outlined in the City's Code of Ordinances in great detail; and

WHEREAS, the City's Code of Ordinances is not being followed when legislation is introduced by individual council members; and

WHEREAS, this legislation would allow for the abandonment process to be followed prior to a proposed street being abandoned.

NOW, THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA as follows:

SECTION 1: That Chapter 138, Article I, of the Code of Ordinances Section 138-9 (a) in its entirety is adhered to prior to legislation being introduced by a council member (s):

Sec. 138-9. Vacating and abandoning streets.

(a) In order to initiate a petition for the abandonment of any street or portion of any street, the petitioner or petitioners shall submit a petition to the Commissioner of Public Works, which shall consist of the following:

- 1) Names and addresses of petitioners;
- 2) Survey or plat of the area to be abandoned, prepared by a registered surveyor in a manner suitable for filing, and reviewed and approved by the department of public works;
- 3) Legal descriptions and area in square feet of the area to be abandoned;
- 4) Names and addresses of all abutting property owners;
- 5) A fee of \$2500.00 for abandoned streets abutting the development of residential subdivisions or commercial or industrial tracts, or a fee of \$2000.00 for abandoned streets abutting individual residential lots, which fees shall be

applied to the cost of the appraisal of the parcel and advertisement of the proposed abandonment;

- 6) A certification that the petitioners and all abutting property owners intend to compensate the city for the fee simple fair market value of the parcel, if abandoned, in exchange for the consideration of the petition; and
- 7) Any other information deemed necessary or appropriate by the commissioner of the department of public works.

SECTION 2: That all resolutions and parts of resolutions in conflict herewith be and the same are hereby repealed.

#10

01-8-0881

(Do Not Write Above This Line)

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- ☐ CONSENT REFER
- ☐ REGULAR REPORT REFER
- ☐ ADVERTISE & REFER
- ☐ 1st ADOPT 2nd READ & REFER
- ☒ PERSONAL PAPER REFER

Date Referred 6/4/01

Referred To: City Utilities

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee _____
Date _____
Chair _____
Referred to _____

Committee

Date

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

Committee

Date

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

Committee

Date

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Committee

Date

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

Refer To

FINAL COUNCIL ACTION

- ☐ 2nd ☐ 1st & 2nd ☐ 3rd
- Readings
- ☐ Consent ☐ V Vote ☐ RRC Vote

CERTIFIED

MAYOR'S ACTION